

**REMARKS**

Claims 1-5 are currently pending in the above-captioned application. The Office Action dated March 16, 2005 provisionally rejected Claims 1-3 and 5 under the judicially created doctrine of obviousness-type double patenting as being assertedly unpatentable over Claims 1, 3 and 4 of co-pending Application No. 10/718,949. In response to such rejection, the Applicant submitted a Terminal Disclaimer signed by the Assignee on June 7, 2005. However, the Examiner disapproved the Terminal Disclaimer filed June 7, 2005 because no statement under 37 CFR 3.73(b) was included with said Terminal Disclaimer.

The Applicant submits herewith a replacement Terminal Disclaimer, which has been signed by an attorney of record for the Applicant. This Terminal Disclaimer is intended to replace the Terminal Disclaimer filed June 7, 2005 and should render moot the issue of obviousness-type double patenting. Accordingly, the Applicant respectfully requests reconsideration and withdrawal of this rejection.

In view of the foregoing, it is respectfully submitted that the present invention, as defined in the standing claims, is patentable. Favorable reconsideration and passage of this application to allowance are respectfully requested.

Respectfully submitted,

  
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